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March 14, 2023

BY CM/ECF

The Honorable Katherine Polk Failla
United States District Court
Southern District of New York
Thurgood Marshall U.S. Courthouse
40 Foley Square
New York, NY 10007

MEMO ENDORSED

Re: Doe v. Board of Directors of New York University,
No. 1:23-cv-01307-KPF

Dear Judge Failla:

We represent Defendants in the above-captioned action.¹ We write with Plaintiff's consent to respectfully request a brief adjournment of the initial pretrial conference currently scheduled for Thursday, May 4, 2023, at 12:00 p.m. *See* ECF 13. The parties have not sought or received any previous adjournments.

Defendants request this adjournment because lead counsel is scheduled to begin trial in *Carroll v. Trump*, No. 22 Civ. 10016 (LAK) (JLC) (S.D.N.Y.), on April 25, which is expected to extend beyond May 4. In addition, lead counsel is scheduled to be travelling May 11 - 15.

The parties have conferred and are available to participate in a rescheduled initial pretrial conference during the following dates and times:

- Wednesday, May 17: 10 a.m. to 4 p.m.
- Thursday, May 18: 9 to 10 a.m. or 3 to 5 p.m.

If the Court reschedules the initial pretrial conference during any of the above proposed dates and times, the parties further propose that they submit the Proposed Civil Case Management Plan and

¹ New York University is officially incorporated as "New York University," which is therefore the name of the relevant Defendant in this case, not "The Board of Directors of New York University," which does not exist.

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Scheduling Order and joint letter discussed in this Court's notice, *see* ECF 13 at 1–2, by no later than Thursday, May 11, 2023.

Respectfully submitted,



Roberta A. Kaplan

cc: Counsel of Record

Application GRANTED. The initial pretrial conference currently scheduled for May 4, 2023, is hereby ADJOURNED to **May 17, 2023, at 10:00 a.m.** Per the Court's Notice of Initial Pretrial Conference (Dkt. #13), the parties are to submit a proposed civil case management plan and scheduling order, as well as a joint letter, on or before **May 11, 2023.**

Dated: March 14, 2023
New York, New York

SO ORDERED.



HON. KATHERINE POLK FAILLA
UNITED STATES DISTRICT JUDGE